

**UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA**

Julius Randolph Blaine Johnson,

Civil No. 04-4825 (DWF/JSM)

Petitioner,

v.

ORDER

Warden Carol Holinka,

Respondent.

Julius Randolph Blaine Johnson, *Pro Se*, #06106-041, Petitioner.

Joseph T. Walbran, Assistant United States Attorney, United States Attorney's Office,
counsel for Respondent.

This matter is before the Court upon Petitioner's objections to Magistrate Judge Janie S. Mayeron's Report and Recommendation dated May 19, 2005, recommending that: (1) Petitioner's application for a writ of habeas corpus pursuant to 28 U.S.C. § 2241 be denied; and (2) this action be dismissed with prejudice.

The Court has conducted a *de novo* review of the record, including a review of the arguments and submissions of counsel, pursuant to 28 U.S.C. § 636(b)(1) and Local Rule 72.1(c).

Based upon the *de novo* review of the record and all of the arguments and submissions of the parties and the Court being otherwise duly advised in the premises, the Court hereby enters the following:

ORDER

1. Petitioner Julius Randolph Blaine Johnson's objections (Doc. No. 10) to Magistrate Judge Janie S. Mayeron's Report and Recommendation dated May 19, 2005, are **DENIED**.

2. Magistrate Judge Janie S. Mayeron's Report and Recommendation dated May 19, 2005 (Doc. No. 9), is **ADOPTED**.

3. Petitioner Julius Randolph Blaine Johnson's application for a writ of habeas corpus pursuant to 28 U.S.C. § 2241 (Doc. No. 1) is **DENIED**.

4. This action is **DISMISSED WITH PREJUDICE**.

LET JUDGMENT BE ENTERED ACCORDINGLY.

Dated: June 8, 2005

s/Donovan W. Frank
DONOVAN W. FRANK
Judge of United States District Court